

**AGENDA FOR THE REGULAR CITY COUNCIL MEETING**  
**THURSDAY, SEPTEMBER 1, 2011**  
**COUNCIL CHAMBERS, CITY CENTER**  
**7:00 P.M.**

There will be a pre-meeting of the City Council at 6:30 p.m. in Conference Room A. No Council actions are taken at pre-meetings. Pre-meetings are open to the public.

PROCLAMATION - Lithgow Library Day, September 10, 2011.

PROCLAMATION - John Hale / Capital Weekly

PRESENTATION - State Track Meet Athletes by Taylor Harmon

PRESENTATION - Girl Scout Sign and Beautification Project at Mill Park Dog Park

PUBLIC COMMENTS ON ITEMS LISTED ON THE AGENDA

CONSENT AGENDA

All matters listed under this item will be considered routine and will be enacted by one motion. If a Councilor wishes to discuss one (or more) item(s), Councilor may ask to have the item(s) removed from the Consent Agenda and considered individually.

**11-115           Manager (Bureau of City Clerk)**

ORDERED, That the minutes of the City Council meetings held August 4, 2011 and August 25, 2011, submitted by the City Clerk, be approved.

**11-116           City Manager**

ORDERED, That the City Council accept from the Augusta Girl Scout Troop the donation of a sign and landscaping improvements for the Mill Park Dog Park in an amount totaling \$1700.00.

**11-117           City Manager**

ORDERED, That the City Council accept from the Bread of Life the donation of a Gas Card for a General Assistance client in an amount totaling \$25.00.

**11-118           Mayor Stokes**

ORDERED, That Thomas F. Doore be reappointed to the Registration Appeals Board; said term to expire on August 18, 2014.

**11-119           Mayor Stokes**

ORDERED, That Stacy Cummings-Gervais be reappointed to the Parking District; said term to expire on August 18, 2014.

**11-120 Mayor Stokes**

ORDERED, That Linda Hadley Rood be reappointed to the Registration Appeals Board; said term to expire August 18, 2014.

**11-121 Mayor Stokes**

ORDERED, That JoanTheberge be reappointed to the Registration Appeals Board; said term to expire August 18, 2014.

**11-122 Mayor Stokes**

ORDERED, That Scott A. Small be reappointed to the Joint Audit Committee; said term to expire on September 1, 2014.

**11-123 Mayor Stokes**

ORDERED, That Louise Lerley be reappointed to the Registration Appeals Board; said term to expire on September 1, 2014.

**11-124 Mayor Stokes**

ORDERED, That Charlene M. Hamiwka be reappointed to the Tree Board; said term to expire on September 1, 2014.

**11-125 Mayor Stokes**

ORDERED, That Judy McGrail be reappointed to the Housing Authority; said term to expire September 1, 2014.

**11-126 Mayor Stokes**

ORDERED, That Patten Williams be appointed to the Zoning Appeals Board; said term to expire September 1, 2014.

**NEW BUSINESS**

**11-127 City Manager**

ORDERED, That the Council Meetings for the month of September will be as follows:

- Sept. 1 - Regular Business Meeting
- Sept. 8 - No meeting
- Sept. 15 - Informational Meeting
- Sept. 22 - Regular Business Meeting
- Sept. 29 - Informational Meeting

**11-128 Manager (Finance and Administration)**

BE IT ORDERED, That (1) Borrowing of a sum not to exceed \$735,000 be and hereby is authorized for the purpose of paying costs of capital expenditures for the construction, reconstruction, renovation, repair and improvement of streets and other public facilities in and of the City of Augusta (the "City") and for the acquisition of equipment for the City to constitute the following:

<b>Description of Improvements and Equipment</b>	<b>Est. Period of Utility</b>	<b>Amount</b>
<b>(A) Improvement of City streets, sidewalks and related facilities throughout the City</b>	<b>25</b>	<b>\$119,000</b>
<b>(B) Repair, Renovation and Improvement of municipal facilities throughout the City</b>	<b>17</b>	<b>576,000</b>
<b>(C) Acquisition of Fire Apparatus</b>	<b>12</b>	<b>40,000</b>
<b>Total</b>		<b>\$735,000</b>

The estimated period of utility of each of the foregoing improvements and equipment is hereby declared to be in excess of the number of years in the column entitled "Est. Period of Utility" following the respective description of the improvement in the table above.

(2) To carry out the aforesaid borrowing authorization, the City Manager of the City or his designee, including without limitation the Assistant City Manager for Finance and Administration (any of whom is referred to herein as an Authorized Representative), is hereby authorized and directed under and pursuant to Section 7 of Article VII of the City Charter and other enabling authority to prepare, issue and sell, at one time or from time to time, as one or more separate issues, general obligation bonds of the City in an aggregate principal amount not to exceed \$735,000. The date or dates, denominations, interest rate or rates and all other particulars as to form, issue and sale of each issue of the bonds shall be determined by an Authorized Representative, provided that each of the bonds shall be signed by an Authorized Representative and by the Mayor, whose signature may be by facsimile, shall bear the City seal or an authorized facsimile thereof, and shall mature or be payable in annual installments, the first installment to be payable on or before December 31 of the year after the year in which the bonds are issued, and the last installment with respect to an amount authorized to be payable not later than (a) ten (10) years after the date for payment of the first installment if the estimated period of utility of the equipment is declared to be in excess of twelve (12) years, (b) fifteen (15) years after the date for payment of the first installment if the estimated period of utility of the improvement is declared to be in excess of seventeen (17) years or (c) twenty-three (23) years after the date for payment of the first installment if the estimated period of utility of the improvement is declared to be in excess of twenty-five (25) years. The bond issues authorized hereby may be consolidated for purposes of sale and issuance with any other authorized bonds, provided that the principal amount of each component of the consolidated bonds shall mature over a term not longer than the term permitted by the City Charter and other applicable law for such component and by the order authorizing such component. The bonds may be subject to call for redemption with or without premium at the election of the City before the date fixed for final payment of the bonds. An Authorized Representative is authorized to sign such agreements, instruments and certificates as are required in connection with the issuance of the bonds.

(3) An amount sufficient for the payment of the annual installments of principal of and interest on the bonds or any notes shall be included in the tax levy for each year during which any of

such bonds or notes shall be outstanding until the debt represented by the bonds or notes is extinguished.

(4) An Authorized Representative be and hereby is authorized to borrow at one time or from time to time in anticipation of the bonds to be issued as herein authorized, when and as funds may be required, a sum or sums not exceeding the aggregate principal amount of the bonds as herein authorized, and to prepare, issue and sell at public or private sale, the temporary note or notes of the City therefor and to renew the same as deemed advisable, provided that any such temporary note or renewal note shall be paid within the maximum term permitted by law therefor. An Authorized Representative is hereby authorized and directed, subject to the provisions of this Order and applicable provisions of law, to sign and determine the date or dates of the note or notes (including renewal notes), the interest rate or rates they shall bear and all other details of things necessary and proper to effectuate the issue and sale thereof, provided that each note shall be signed by an Authorized Representative and by the Mayor, whose signature may be by facsimile, and shall bear the City seal or an authorized facsimile thereof. The notes may be subject to call for redemption with or without premium at the election of the City before the date fixed for final payment of the notes. An Authorized Representative is authorized to sign such other agreements, instruments or certificates as are required in connection with the issuance of the notes.

(5) For purposes of U.S. Treasury Regulation §1.150-2, the City reasonably expects (1) to incur debt to reimburse expenditures (including expenditures made within the last sixty (60) days) temporarily advanced from funds of the City, such expenditures to be made to pay the cost, or a portion of the cost, of the foregoing construction, reconstruction, renovation, repair, improvement and equipment acquisition and (2) that the maximum principal amount of debt to be issued by the City for the foregoing construction, reconstruction, renovation, repair, improvement and equipment acquisition including for reimbursement purposes is \$735,000 and an Authorized Representative is authorized to advance money of the City for payment of such costs.

#### **11-129      Manager (Finance and Administration)**

BE IT ORDERED, That (1) Borrowing of a sum not to exceed \$1,125,000 be and hereby is authorized for the purpose of paying costs of capital expenditures for repair, renovation and improvement of certain public facilities in and of the City of Augusta (the "City") to constitute the following:

<b>Description of Improvements and Equipment</b>	<b>Est. Period of Utility</b>	<b>Amount</b>
<b>Improvement of City streets, sidewalks and related facilities throughout the Cony Circle Tax Increment Financing District in the City</b>	<b>25</b>	<b>\$1,125,000</b>
<b>Total</b>		<b>\$1,125,000</b>

The estimated period of utility of the foregoing repair, renovation and improvements is hereby declared to be in excess of the number of years in the column entitled "Est. Period of Utility" following the description of the improvement in the table above.

(2) To carry out the aforesaid borrowing authorization, the City Manager of the City or his designee, including without limitation the Assistant City Manager for Finance and Administration (any of whom is referred to herein as an Authorized Representative), is hereby authorized and directed under and pursuant to Section 7 of Article VII of the City Charter and other enabling authority to prepare, issue and sell, at one time or from time to time, as one or more separate issues, general obligation bonds of the City in an aggregate principal amount not to exceed \$1,125,000. The date or dates, denominations, interest rate or rates and all other particulars as to form, issue and sale of each issue of the bonds shall be determined by an Authorized Representative, provided that each of the bonds shall be signed by an Authorized Representative and by the Mayor, whose signature may be by facsimile, shall bear the City seal or an authorized facsimile thereof, and shall mature or be payable in annual installments, the first installment to be payable on or before December 31 of the year after the year in which the bonds are issued, and the last installment with respect to an amount authorized to be payable not later than twenty-three (23) years after the date for payment of the first installment if the estimated period of utility is declared to be in excess of twenty-five (25) years. The bond issue authorized hereby may be consolidated for purposes of sale and issuance with any other authorized bonds, provided that the principal amount of each component of the consolidated bonds shall mature over a term not longer than the term permitted by the City Charter and other applicable law for such component and by the order authorizing such component. The bonds may be subject to call for redemption with or without premium at the election of the City before the date fixed for final payment of the bonds. An Authorized Representative is authorized to sign such agreements, instruments and certificates as are required in connection with the issuance of the bonds.

(3) An amount sufficient for the payment of the annual installments of principal of and interest on the bonds or any notes shall be included in the tax levy for each year during which any of such bonds or notes shall be outstanding until the debt represented by the bonds or notes is extinguished.

(4) An Authorized Representative be and hereby is authorized to borrow at one time or from time to time in anticipation of the bonds to be issued as herein authorized, when and as funds may be required, a sum or sums not exceeding the aggregate principal amount of the bonds as herein authorized, and to prepare, issue and sell at public or private sale, the temporary note or notes of the City therefor and to renew the same as deemed advisable, provided that any such temporary note or renewal note shall be paid within the maximum term permitted by law therefor. An Authorized Representative is hereby authorized and directed, subject to the provisions of this Order and applicable provisions of law, to sign and determine the date or dates of the note or notes (including renewal notes), the interest rate or rates they shall bear and all other details of things necessary and proper to effectuate the issue and sale thereof, provided that each note shall be signed by an Authorized Representative and by the Mayor, whose signature may be by facsimile, and shall bear the City seal or an authorized facsimile thereof. The notes may be subject to call for redemption with or without premium at the election of the City before the date fixed for final payment of the notes. An Authorized Representative is authorized to sign such other agreements, instruments or certificates as are required in connection with the issuance of the notes.

(5) For purposes of U.S. Treasury Regulation §1.150-2, the City reasonably expects (1) to incur debt to reimburse expenditures (including expenditures made within the last sixty (60) days) temporarily advanced from funds of the City, such expenditures to be made to pay the cost, or a portion of the cost, of the foregoing construction, reconstruction, renovation, repair and improvement and (2) that the maximum principal amount of debt to be issued by the City for the foregoing renovations, repairs and improvements including for reimbursement purposes is \$1,125,000 and an Authorized Representative is authorized to advance money of the City for payment of such costs.

(6) Section 5 of this Order takes effect when approved by the Council. Sections 1, 2, 3 and 4 of this Order take effect when approved by the City Council initially for the purpose of permitting the submission of the question of ratification of the borrowing authorization to the voters of the City at the municipal election to be held on November 8, 2011 in substantially the following form: "Do you favor a \$1,125,000 bond issue for improvement of City streets, sidewalks and related facilities throughout the Cony Circle Tax Increment Financing District in the City?" If such question is answered in the affirmative by a majority of the voters voting thereon at such November 8, 2011 election, then Sections 1, 2, 3 and 4 of this Order take effect for all purposes set forth in this Order.

**11-130            Manager (Finance and Administration)**

BE IT ORDERED, That (1) Borrowing of a sum not to exceed \$355,980 be and hereby is authorized for the purpose of paying costs of capital expenditures for repair, renovation and improvement of certain public facilities in and of the City of Augusta (the "City") to constitute the following:

<b>Description of Improvements and Equipment</b>	<b>Est. Period of Utility</b>	<b>Amount</b>
<b>Gilbert School repair, renovation and improvements</b>	<b>22</b>	<b>\$355,980</b>
<b>Total</b>		<b>\$355,980</b>

The estimated period of utility of the foregoing repair, renovation and improvements is hereby declared to be in excess of the number of years in the column entitled "Est. Period of Utility" following the description of the improvement in the table above.

(2) To carry out the aforesaid borrowing authorization, the City Manager of the City or his designee, including without limitation the Assistant City Manager for Finance and Administration (any of whom is referred to herein as an Authorized Representative), is hereby authorized and directed under and pursuant to Section 7 of Article VII of the City Charter and other enabling authority to prepare, issue and sell, at one time or from time to time, as one or more separate issues, general obligation bonds of the City in an aggregate principal amount not to exceed \$355,980. The date or dates, denominations, interest rate or rates and all other particulars as to form, issue and sale of each issue of the bonds shall be determined by an Authorized Representative, provided that each of the bonds shall be signed by an Authorized Representative and by the Mayor, whose signature may be by facsimile, shall bear the City seal or an authorized facsimile thereof, and shall mature or be payable in annual installments, the first

installment to be payable on or before December 31 of the year after the year in which the bonds are issued, and the last installment with respect to an amount authorized to be payable not later than twenty (20) years after the date for payment of the first installment if the estimated period of utility is declared to be in excess of twenty-two (22) years. The bond issue authorized hereby may be consolidated for purposes of sale and issuance with any other authorized bonds, provided that the principal amount of each component of the consolidated bonds shall mature over a term not longer than the term permitted by the City Charter and other applicable law for such component and by the order authorizing such component. The bonds may be subject to call for redemption with or without premium at the election of the City before the date fixed for final payment of the bonds. An Authorized Representative is authorized to sign such agreements, instruments and certificates as are required in connection with the issuance of the bonds.

(3) An amount sufficient for the payment of the annual installments of principal of and interest on the bonds or any notes shall be included in the tax levy for each year during which any of such bonds or notes shall be outstanding until the debt represented by the bonds or notes is extinguished.

(4) An Authorized Representative be and hereby is authorized to borrow at one time or from time to time in anticipation of the bonds to be issued as herein authorized, when and as funds may be required, a sum or sums not exceeding the aggregate principal amount of the bonds as herein authorized, and to prepare, issue and sell at public or private sale, the temporary note or notes of the City therefor and to renew the same as deemed advisable, provided that any such temporary note or renewal note shall be paid within the maximum term permitted by law therefor. An Authorized Representative is hereby authorized and directed, subject to the provisions of this Order and applicable provisions of law, to sign and determine the date or dates of the note or notes (including renewal notes), the interest rate or rates they shall bear and all other details of things necessary and proper to effectuate the issue and sale thereof, provided that each note shall be signed by an Authorized Representative and by the Mayor, whose signature may be by facsimile, and shall bear the City seal or an authorized facsimile thereof. The notes may be subject to call for redemption with or without premium at the election of the City before the date fixed for final payment of the notes. An Authorized Representative is authorized to sign such other agreements, instruments or certificates as are required in connection with the issuance of the notes.

(5) For purposes of U.S. Treasury Regulation §1.150-2, the City reasonably expects (1) to incur debt to reimburse expenditures (including expenditures made within the last sixty (60) days) temporarily advanced from funds of the City, such expenditures to be made to pay the cost, or a portion of the cost, of the foregoing construction, reconstruction, renovation, repair and improvement and (2) that the maximum principal amount of debt to be issued by the City for the foregoing renovations, repairs and improvements including for reimbursement purposes is \$355,980 and an Authorized Representative is authorized to advance money of the City for payment of such costs.

(6) Section 5 of this Order takes effect when approved by the Council. Sections 1, 2, 3 and 4 of this Order take effect when approved by the City Council initially for the purpose of permitting the submission of the question of ratification of the borrowing authorization to the voters of the

City at the municipal election to be held on November 8, 2011 in substantially the following form: “Do you favor a \$355,980 bond issue for the repair, renovation and improvements to Gilbert School in the City?” If such question is answered in the affirmative by a majority of the voters voting thereon at such November 8, 2011 election, then Sections 1, 2, 3 and 4 of this Order take effect for all purposes set forth in this Order.

**11-131 Mayor Stokes**

BE IT ORDERED, That the following sums be and hereby appropriated for the following capital improvement projects:

City Center Heat Pump Replacement	\$15,000
Fire Department Hospital St. Station Overhead Door	\$25,000
Fire Department Rescue 1 Replacement	\$195,000

BE IT FURTHER ORDERED, That the following sums be hereby de-appropriated from the following capital improvement projects:

58071 Union St Underground Facilities	\$2,620
59705 Buker Oil Tank Removal	\$1,178
67093 Reconstruct CATC Track	\$36,202
58081 Blair Road	\$6,658
59012 Stone Street/Eastern Ave Mast Arm	\$100,000
59623 Doors Western Avenue	\$376
64101 Upgrade Phone System Buker	\$4,000
67061 Playground Structure Replacement	\$346
67074 Bicentennial Nature Park Play	\$250
67082 Reconstruction CATC Track	\$2,050
67085 Replace Play Structures	\$15,000
67104 Eastside Boat Landing Dock RE	\$2,139
54091 Shoreland Zoning GIS Layer	\$5,000

BE IT FURTHER ORDERED, That the following sum be and hereby is appropriated from the City’s Undesignated Fund Balance, \$59,181.

BE IT FURTHER ORDERED, That the following sum be and hereby is authorized for the following capital improvement projects:

**DOWNTOWN TIF**

Hartford Bunk Room Renovation	\$14,000
Hartford HVAC Replacement	\$45,000
Haymarket Sq Fountain/Landscape	\$22,000
Bus Stop Demo/New Restrooms @ PG	\$169,000
North Chestnut Street	\$450,000
Water St Memorial Cir—Green Street	\$275,000

**CENTRAL GARAGE**

Replacement of Box Storage Unit	\$5,000
Repair of Concrete Block Wall	\$25,000
Pavement Reclaimer	\$35,000
Replacement of Chain Falls	\$10,000

HATCH HILL

Plow and Wing for HH Loader	\$10,000
2 New Roll Off Containers for Recycling	\$10,000
Off Road Utility Vehicle	\$14,000

CIVIC CENTER

Wireless Internet Upgrade	\$10,000
Kitchen Heating Unit	\$20,000
Auditorium Destratification	\$20,000
Roof Repair Main Auditorium/Misc Areas	\$50,000

**11-132 City Manager**

ORDERED, That the City Manager is authorized to accept a bid from Coleman Scheuller of 1 High Street, Hallowell, Maine 04347 in the amount of \$15,605.00 for the sale of the condominium located at 600 Riverside Drive, Unit 4 subject to the terms of sale as published August 11 and August 12, 2011.

COMMUNICATIONS

Committee Reports

City Manager's Report

Respectfully submitted,

Barbara E. Wardwell, City Clerk  
August 29, 2011